

STATE OF HAWAII
REQUEST FOR EXEMPTION FROM CHAPTER 103D, HRS

'04 AUG -5 P12:53

TO: Chief Procurement Officer

STATE PROCUREMENT OFFICE
STATE OF HAWAII

FROM: State Procurement Office
(Department/Division/Agency)

Pursuant to § 103D-102(b)(4), HRS, and Chapter 3-120, HAR, the Department requests a procurement exemption to purchase the following:

Description of goods, services, or construction:

A RFP for Lease, Deliver, Install, Test, Maintain and Store a Direct Recording Electronic (DRE) Voting and Vote Counting System for DAGS-Office Elections was issued April 30, 2004 and Best and Final Offers were received July 27, 2004. This request is to award to the selected vendor prior to the receipt of the required ACT 52 compliance documents, specifically, the Certificate of Good Standing as issued by the Dept of Commerce and Consumer Affairs, the Certificate of Compliance with §3-122-112, HAR, and Tax Clearance, due to the extremely limited lead time prior to the early voting start date of September 3, 2004.

Name of Vendor: As selected by the evaluation committee
 Address:

Cost:
As proposed on
BAFO

Term of Contract: From: Upon CPO Approval To: December 31, 2006

Prior Exemption Ref. No. (if applicable)

Explanation describing how procurement by competitive means is either not practicable or not advantageous to the State:

Not applicable, the RFP process was followed. This exemption request is to allow the awarding of the contract to the vendor, prior to the receipt of the vendor's compliance documentation for §103D-310, HRS. The documents are to be submitted by the vendor, however, due to the time constraints involved with the upcoming early voting for the Primary Election on September 3, 2004 and the Primary Election on September 18, 2004, there will not be sufficient time for the Office of Elections (OE) staff and the poll workers to be trained on the new system, in addition, there will not sufficient time for the vendor to coordinate with OE staff on the Voting System ballots and delivery of units.

Details of the process or procedure to be followed in selecting the vendor to ensure maximum fair and open competition as practicable:

Not applicable, the RFP process was followed.

A description of the agency's internal controls and approval requirements for the exempted procurement:

The compliance documents for 103D-310, HRS, are to be submitted by the vendor.
Formal contract will be executed.

A list of agency personnel, by position title, who will be involved in the approval process and administration of the contract:

The list of the RFP's evaluation committee is included in the contract file.
The Contract Administrator shall be Dwayne D. Yoshina

Direct questions to: Marc Yamamoto */8/4/04*

Phone Number:
808-586-0569

This exemption should be considered for list of exemptions attached to Chapter 3-120, HAR: Yes ☐ No ☐

***I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS, TO THE BEST OF MY KNOWLEDGE,
TRUE AND CORRECT.***

Ruth L. Jones *8/5/04*

Department Head or Designee Date
Procurement Officer

Title (If other than Department Head)

Chief Procurement Officer's Comments:

Please ensure adherence to applicable administrative requirements.

☒ APPROVED

☐ DISAPPROVED

cc: Administrator,
State Procurement Office

Adam S. J. J. J. *8/12/04*

Chief Procurement Officer Date

STATE OF HAWAII
NOTICE OF EXEMPTION FROM CHAPTER 103D, HRS

The Chief Procurement Officer is in the process of reviewing the request from the Department of Accounting and General Services—SPO for exemption from Chapter 103D, HRS, for the following goods, services, or construction:

A RFP for Lease, Deliver, Install, Test, Maintain and Store a Direct Recording Electronic (DRE) Voting and Vote Counting System for DAGS-Office Elections was issued April 30, 2004 and Best and Final Offers were received July 27, 2004. This request is to award to the selected vendor prior to the receipt of the required ACT 52 compliance documents, specifically, the Certificate of Good Standing as issued by the Dept of Commerce and Consumer Affairs, the Certificate of Compliance with §3-122-112, HAR, and Tax Clearance, due to the extremely limited lead time prior to the early voting start date of September 3, 2004.

Vendor: As selected by the evaluation committee

Address:

Term of Contract:	From:	To:	Cost:
Upon CPO Approval		December 31, 2006	As proposed on BAFO

Direct any inquiries to:

Department: Accounting and General Services
State Procurement Office

Contact Name/Title: Marc Yamamoto

Address: 1151 Punchbowl Street, Room 416
Honolulu, Hawaii 96813

Phone Number:
808-586-0569

Fax Number:
808-586-0570

Date Posted: August 5, 2004

A copy of this notice of exemption from Chapter 103D, HRS, shall be posted by the Chief Procurement Officer and the purchasing agency in an area accessible to the public, at least seven (7) calendar days prior to any approval action.

Submit written objections to this notice to issue an exemption from Chapter 103D, HRS, within seven (7) calendar days from the date posted to:

Chief Procurement Officer
Office/Agency SPO
Address 1151 Punchbowl Street, Room 416
Honolulu, Hawaii 96813